

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

**TO: Rhodium 2.0 LLC**  
**c/o Corporation Service Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Gates LLP**  
**2801 Via Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:03:31

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Rhodium 2.0 LLC c/o Corporation Service Company  
 was received by me on (date) 01/ 7/2022

☐ I personally served the summons on the individual at (place) \_\_\_\_\_

on (date) \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_

, a person of suitable age and discretion who resides there,

on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of (name of organization) Rhodium 2.0 LLC at 251 Little

Falls Dr, Wilmington, DE. 19808 @ 12:30pm on (date) 01/21/2022 ; or


☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



Server's signature

Ramona Talvacchio, Private Process Server

Printed name and title

1108 Lavaca Street  
Suite 110-440  
Austin, Texas 78701

Server's address

Additional information regarding attempted service, etc:

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

TO: **Rhodium 10mw LLC**  
**c/o Corportion Services Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Gates LLP**  
**2801 Via Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:04:54

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rhodium 10mw LLC c/o Corporation Service Company  
 was received by me on *(date)* 01/17/2022

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of *(name of organization)* Rhodium 10mw LLC at 251  
Little Falls Dr, Wilmington, DE. 19808 @ 12:30pm on *(date)* 01/21/2022 ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



*Server's signature*

Ramona Talvacchio, Private Process Server

*Printed name and title*

1108 Lavaca Street  
Suite 110-440  
Austin, Texas 78701

*Server's address*

Additional information regarding attempted service, etc:



**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

TO: **Rhodium 30mw LLC**  
**c/o Corporation Service Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Cates LLP**  
**2801 Via Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:06:12

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Rhodium 30mw LLC c/o Corporation Service Company  
 was received by me on (date) 01/ 7/2022.

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
 on (date) \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of (name of organization) Rhodium 30mw LLC at 251  
Little Falls Dr, Wilmington, DE. 19808 @ 12:30pm on (date) 01/21/2022; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



Server's signature

Ramona Talvacchio, Private Process Server

Printed name and title

1108 Lavaca Street  
Suite 110-440  
Austin, Texas 78701

Server's address

Additional information regarding attempted service, etc:

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

TO: **Rhodium Encore LLC**  
**c/o Corporation Service Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Gates LLP**  
**2801 V a Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:07:26

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Rhodium Encore LLC c/o Corporation Service Company  
 was received by me on (date) 01/7/2022

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
 on (date) \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 , a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_ , and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Lynanne Gares, Litigation Mgmt Services Leader , who is  
 designated by law to accept service of process on behalf of (name of organization) Rhodium Encore LLC at 251  
Little Falls Dr, Wilmington, DE. 19308 @ 12:30pm on (date) 01/21/2022 ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



Server's signature

Ramona Talvacchio, Private Process Server

Printed name and title

1108 Lavaca Street  
Suite 110-440  
Austin, Texas 78701

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

TO: **Rhodium Enterprises, Inc.**  
**c/o Corporation Service Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Gates LLP**  
**2801 Via Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:08:46



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rhodium Enterprises LLC c/o Corporation Service Company  
 was received by me on *(date)* 01/17/2022

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of *(name of organization)* Rhodium Enterprises LLC at  
251 Little Falls Dr, Wilmington, DE . 19808 @ 12:30pm on *(date)* 01/21/2022 ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



*Server's signature*

Ramona Talvacchio, Private Process Server

*Printed name and title*

1108 Lavaca Street  
Suite 110-440  
Austin, Texas 78701

*Server's address*

Additional information regarding attempted service, etc:

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

TO: **Rhodium Industries LLC**  
**c/o Corporation Service Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Cates LLP**  
**2801 V a Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:10:02

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Rhodium Industries LLC c/o Corporation Service Company  
 was received by me on (date) 01/17/2022

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
 on (date) \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of (name of organization) Rhodium Industries LLC at  
251 Little Falls Dr, Wilmington, DE 19808 @ 12:30pm on (date) 01/21/2022; or

☐ I returned the summons unexec uted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



Server's signature

**Ramona Talvacchio, Private Process Server**

Printed name and title

1108 Lavaca Street  
 Suite 110-440  
 Austin, Texas 78701

Server's address

Additional information regarding attempted service, etc:

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

TO: **Rhodium JV LLC**  
**c/o Corporation Service Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Gates LLP**  
**2801 Via Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:11:20



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Rhodium JV LLC c/o Corporation Service Company  
 was received by me on (date) 01/ 7/2022

☐ I personally served the summons on the individual at (place)

on (date) \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with (name)

\_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of (name of organization) Rhodium JV LLC at  
251 Little Falls Dr, Wilmington, DE. 19808 @ 12:30pm on (date) 01/21/2022 ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



Server's signature

**Ramona Talvacchio, Private Process Server**

Printed name and title

1108 Lavaca Street  
 Suite 110-440  
 Austin, Texas 78701

Server's address

Additional information regarding attempted service, etc:



AO 440 (Rev. 06/12) Summons in a Civil Action

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

TO: **Rhodium Renewables LLC**  
c/o Corporation Service Company  
251 Little Falls Drive  
Wilmington, DE 19808

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Gates LLP**  
**2801 Via Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:13:22

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rhodium Renewable LLC c/o Corporation Service Company  
 was received by me on *(date)* 01/17/2022.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of *(name of organization)* Rhodium Renewables LLC at  
251 Little Falls Dr, Wilmington, DE 19808 @ 12:30pm on *(date)* 01/21/2022; or

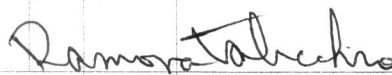
☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



*Server's signature*

Ramona Talvacchio, Private Process Server

*Printed name and title*

1108 Lavaca Street  
Suite 110-440  
Austin, Texas 78701

*Server's address*

Additional information regarding attempted service, etc:

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

TO: **Rhodium Shared Services LLC**  
**c/o Corporation Service Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Gates LLP**  
**2801 Via Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:14:47

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Rhodium Shared Services LLC c/o Corporation Service Co.  
 was received by me on (date) 01/17/2022

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
 on (date) \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of (name of organization) Rhodium Shared Services LLC  
at 251 Little Falls Dr, Wilmington, DE. 19808 @ 12:30pm on (date) 01/21/2022; or

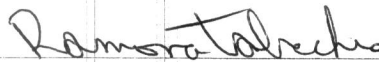
☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



Server's signature

Ramona Talvacchio, Private Process Server

Printed name and title

1108 Lavaca Street  
Suite 110-440  
Austin, Texas 78701

Server's address

Additional information regarding attempted service, etc:



AO 440 (Rev. 06/12) Summons in a Civil Action

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

**MIDAS GREEN TECHNOLOGIES, LLC,**  
*Plaintiff*

V.

Civil Action No. **6:22-CV-00050-ADA**

**RHODIUM ENTERPRISES, INC., ET AL.,**  
*Defendant*

**SUMMONS IN A CIVIL ACTION**

**TO: Rhodium Technologies, LLC**  
**c/o Corporation Service Company**  
**251 Little Falls Drive**  
**Wilmington, DE 19808**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

**Henry Pogorzelski**  
**K&L Gates LLP**  
**2801 Via Fortuna**  
**Suite 350**  
**Austin, TX 78746**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**JEANNETTE J. CLACK**

CLERK OF COURT

**s/IDELMA RIVERA**

DEPUTY CLERK



ISSUED ON 2022-01-14 15:17:28



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:22-CV-00050-ADA

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rhodium Technologies, LLC c/o Corporation Service Co.  
 was received by me on *(date)* 01/17/2022

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Lynanne Gares, Litigation Mgmt Services Leader, who is  
 designated by law to accept service of process on behalf of *(name of organization)* Rhodium Technologies, LLC  
 at 251 Little Falls Dr, Wilmington, DE. 19808 @ 12:30pm on *(date)* 01/21/2022 ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 01/24/2022



*Server's signature*

Ramona Talvacchio, Private Process Server

*Printed name and title*

1108 Lavaca Street  
Suite 110-440  
Austin, Texas 78701

*Server's address*

Additional information regarding attempted service, etc: